

AN ORDINANCE

99117

AUTHORIZING PAYMENT IN THE AMOUNT OF \$41,453.38 TO BRACEWELL & PATTERSON, L.L.P., FOR LEGAL SERVICES IN CONNECTION WITH THE BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT (\$1,664.03), CHERRY STREET DRAINAGE PROJECT #15B PHASE II (\$72.00), ESCALON STREET #1008 DRAINAGE PROJECT (\$18.00), HILDEBRAND AVENUE – I.H. 10 TO BREEDEN MPO PROJECT (\$38,275.55), OCTAVIA DRAINAGE #63 PHASE II PART I PROJECT (\$36.00), WESTERN AVENUE DRAINAGE #74, IIIA PROJECT (\$811.80), WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS PROJECT (\$36.00), WURZBACH PARKWAY PROJECT (\$216.00); AND THE CHICO-KNOX & MARGIL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT (\$324.00); REVISING THE PROJECT BUDGETS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, legal services were required for the Bitters Road – West Avenue to Heimer MPO Project, Cherry Street Drainage Project #15B Phase II project, Escalon Street #1008 Drainage project, Hildebrand Avenue – I.H. 10 to Breeden MPO project, Octavia Drainage #63 Phase II Part I project, Western Avenue Drainage #74, III A project, Wurzbach Road at I.H. 10 and Ironside Intersections project, Wurzbach Parkway Project; and the Chico-Knox & Margil Community Development Block Grant (CDBG) project; and

WHEREAS, charges for such services are reasonable and necessary expenses relating to the above-mentioned projects; **NOW THEREFORE**;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The total amount of \$41,453.38 is hereby authorized to be encumbered from the financial adjustments stated below and made payable to **BRACEWELL & PATTERSON, L.L.P.**, 711 Louisiana, Suite 2900, Houston, Texas 77002-2781 for the Projects indicated.

- a) The budget in Fund 43-070095, 2000A Certificates Of Obligation MPO, shall be revised by reducing Index Code 509315, entitled Unallocated Appropriations-Proceeds, by the amount of \$1,664.03.
- b) The amount of \$1,664.03 is appropriated in fund 43-070004, 2000A Certificates Of Obligation MPO, in index code 617365, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Bitters Road-West Avenue To Heimer (MPO) Project.
- c) The amount of \$72.00 is appropriated in fund 45-468012, 1994 Drainage Bonds Sold in 1998A, in index code 936625, entitled Trf to 45-336004 Cherry St Drainage. The amount of \$72.00 is authorized to be transferred from 45-468012 to Fund 45-336004.
- d) The Budget in fund 45-336000, 1983 Drainage Improvements Sold 1993, shall be revised by increasing index code 122234, entitled Trf Fr 45-468012 (45-336004) Cherry St, by the amount of \$72.00.

e) The amount of \$72.00 is appropriated in fund 45-336004, 1983 Drainage Improvements Sold 1993, in index code 579474, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Cherry Street Drainage Project #15B, Phase II.

f) The amount of \$18.00 is appropriated in fund 45-460008, 1994 Drainage Bonds - Sold In 2000, in index code 488585, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Escalon Street Drainage Project #1008.

g) The budget in fund 43-172095, 2002 Certificates of Obligation Street Improvements, shall be revised by reducing index code 753046, entitled Unallocated Appropriations, in the amount of \$38,275.55.

h) The budget in fund 43-172014, 2002 Certificates of Obligation Street Improvements, shall be revised by increasing index code 941369, entitled Trf To 43-617012 Hildebrand Ave., in the amount of \$38,275.55. The amount of \$38,275.55 is authorized to be transferred from Fund 43-172014 to Fund 43-617012.

i) The budget in fund 43-617000, 1996 Certificates of Obligation Street Improvement-MPO, shall be revised by increasing index code 134734, entitled Trf Fm 43-172014(43-617012) Hildebrand, in the amount of \$38,275.55.

j) The amount of \$38,275.55 is appropriated in fund 43-617012, 1996 Certificates of Obligation Street Improvement MPO, in index code 563528, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Hildebrand Avenue from IH10 to Breeden (MPO) Project .

k) The budget in fund 45-468013, 1994 Drainage Bonds Sold in 1998A, shall be revised by increasing index code 917542, entitled Transfer to 45-969014, in the amount of \$36.00. The amount of \$36.00 is authorized to be transferred from Fund 45-468013 to Fund 45-969014.

l) The budget in fund 45-969000, 1999 Drainage Improvements, Sold in 1999, shall be revised by increasing index code 115121, entitled Transfer from 45-468013 (45-969014), in the amount of \$36.00.

m) The amount of \$36.00 is appropriated in fund 45-969014, 1999 Drainage Improvements, Sold in 1999, in index code 684381, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Octavia Drainage #63 Phase II, Part I Project .

n) The amount of \$811.80 is appropriated in fund 45-506454, 1985 General Obligation Drainage & Flood Control Bonds, in index code 564187, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Western Avenue Drainage #74 III A Project.

o) The amount of \$36.00 is appropriated in fund 43-617037, 1996 Certificates Of Obligation Street Improvement-MPO, in index code 648188, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Wurzbach At III10 And Ironside Intersections (MPO) Project.

p) The budget in fund 43-172095, 2002 Certificates of Obligation Street Improvements, shall be revised by reducing index code 753046, entitled Unallocated Appropriations, in the amount of \$216.00.

q) The amount of \$216.00 is appropriated in fund 43-172022, 2002 Certificates of Obligation Street Improvements, in index code 942631, entitled Transfer to fund 43-152009 Wurzbach Parkway. The amount of \$216.00 is authorized to be transferred from fund 43-172022 to fund 43-152009.

r) The budget in fund 43-152000, 2002 MPO, shall be revised by increasing index code 115337, entitled Trf Fr 43-172022 (43-152009) Wurzbach, by the amount of \$216.00.

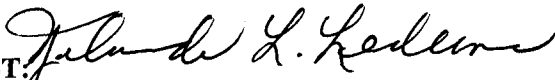
s) The amount of \$216.00 is appropriated in fund 43-152009, 2002 MPO, in index code 313486, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Wurzbach Parkway Project Phase V.

t) The budget in fund 26-013489, Grants in Aid Trust Funds, Multi Agency Funded Projects, shall be revised per the attached schedule, incorporated herein, by reducing index code 372375, entitled Construction Contingency, by the amount of \$324.00, and increasing index code 337352, entitled Legal Fees (Condemnation), by the amount of \$324.00. The amount of \$324.00 is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Chico, Knox, & Margil Streets project. A detailed schedule for Fund 26-013489 is attached hereto and incorporated herein for all purposes as Attachment I.

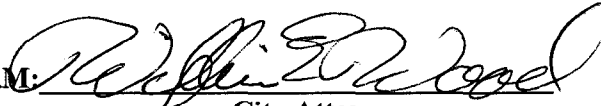
u) The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and fund numbers as necessary to carry out the purpose of this ordinance.

SECTION 2. This Ordinance shall be effective on the 9th day of May, 2004.

PASSED AND APPROVED this 29th day of April, 2004.

ATTEST: 
CITY CLERK


M A Y O R
EDWARD D. GARZA

APPROVED AS TO FORM: 
for City Attorney